## Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

# DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

**Division of Pari-Mutuel Wagering** 

RULE NOS.: RULE TITLES:

61D-6.0051 Procedures for Collecting Samples from Racing Horses

61D-6.0052 Procedures for Collecting Samples from Racing Greyhounds

61D-6.006 Procedures Relating to Split Samples

PURPOSE AND EFFECT: Apply comprehensive updates to the sample collection processes that were captured in Emergency Rule 61DER17-1.

SUBJECT AREA TO BE ADDRESSED: Sample collection procedures for drug testing of horses and greyhounds participating in pari-mutuel racing.

RULEMAKING AUTHORITY: 120.80(4)(a), 550.0251(3), (11), 550.2415(5), (12), (13) FS.

LAW IMPLEMENTED: 120.80(4)(a), 550.0251, 550.1155, 550.2415 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Tuesday, April 11, 2017, 1:00 p.m. - 5:00 p.m.

PLACE: Florida Department of Revenue Conference Room 2-1220, Capital Circle Office Center, 2450 Shumard Oak Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bryan Barber, Division of Pari-Mutuel Wagering, bryan.barber@myfloridalicense.com, 2601 Blairstone Rd., Tallahassee, FL 32399, (850)717-1761

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

## Section II Proposed Rules

### AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.:RULE TITLE:59A-3.256Transparency and Patient BillingPURPOSE AND EFFECT: The Agency proposes to open a newsection of rule as directed by the recent statutory changes.

SUMMARY: The Agency will clarify requirements of price transparency and patient billing as outlined in s. 395.301, Florida Statutes.

#### SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 395.301, F.S.

LAW IMPLEMENTED: 395.301, F.S.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 18, 2017, 1:00 p.m. - 2:30 p.m.

PLACE: Agency for Health Care Administration, Conference Room D, 2727 Mahan Drive, Building #3, Tallahassee, FL 32308. Interested parties that would like to join the hearing by phone can do so by using a call-in number and passcode: Callin Number: 1(888)670-3525, Participant Passcode: 8032219783#

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jessica Munn, Hospital & Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Munn, Hospital & Outpatient Services Unit, Bureau of Health Facility Regulation, (850)412-4359, email: Jessica.Munn@ahca.myflorida.com.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

59A-3.256 Transparency and Patient Billing.

(1) Each hospital shall make available to patients and prospective patients cost transparency information on its website. The cost transparency information shall include billing policies and procedures and a mechanism to obtain estimated costs for services. Data affecting billing policies and procedures or estimated costs for services shall be reviewed and updated at least every 90 days. For the purpose of this section, service bundles means the reasonably expected hospital services and care provided to a patient for a specific treatment, procedure, or diagnosis, and as posted on the Agency's website. The hospital's website must include:

(a) Searchable information on payments received from all payor sources except Medicare and Medicaid for service bundles, including an estimated payment range for such bundles;

(b) A statement informing patients and prospective patients that the information on average payments and payment ranges may be used as an estimate of costs for services and that actual costs will be based on service provided;

(c) A statement informing patients and prospective patients of their right to request a personalized estimate, including the process for requesting the personalized estimate;

(d) A link to the website developed by the Agency for health information transparency, in accordance with s. 408.05(3)(c), Florida Statutes, once available;

(e) A list of health insurers and health maintenance organizations (HMO) contracted with the hospital, including links to their websites, if available;

(f) A list of names and contact information of health care providers and practitioners contracted to provide services within the hospital, grouped by specialty or service;

(g) A statement informing patients that health care providers and practitioners contracted to provide services within the hospital may not participate with the same health insurers or health maintenance organizations as the hospital;

(h) The hospital's billing, collections, and financial assistance policies, including details of how to request financial assistance offered by the hospital; and

(i) The hospital's contact information for handling estimates, billing questions, and disputes.

(2) Each hospital shall provide timely and accurate responses to the patient, prospective patient, or responsible party regarding requests for estimates and itemized bills or statements.

(a) An estimate or an update to a previous estimate shall be provided within 7 days from receipt of the request. Unless the patient requests a more personalized estimate, the estimate shall be based upon the average payment received for the service bundle. Every estimate shall include:

<u>1. A statement informing the requestor to contact their</u> <u>health insurer or HMO for anticipated cost sharing</u> <u>responsibilities;</u>

2. A statement advising the requestor that the actual cost may exceed the estimate;

<u>3. Information on accessing the hospital's posted billing,</u> <u>collections, and financial assistance policies:</u>

<u>4. A description and purpose of any facility fees, if applicable;</u>

5. A statement that services may be provided by other health care providers who may bill separately:

<u>6. Specific services and health care practitioner names,</u> group or organization and corresponding contact information who are expected to bill separately; and

7. A statement advising the requestor that the patient may pay less for the procedure or service at another facility or in another health care setting.

(b) If the hospital provides a non-personalized estimate, the estimate shall include a statement that a personalized estimate is available upon request and that the estimate is based on average payments made to the hospital.

(c) A personalized estimate must include the charges specific to the patient's anticipated services.

(d) The hospital shall provide an itemized statement or bill upon request of the patient or the patient's survivor or legal guardian. The itemized statement or bill shall be provided within 7 business days after the patient's discharge or release, or 7 days business after the request, whichever is later. The itemized statement or bill must include:

<u>1. A description of the individual charges from each</u> <u>department or service area by date, identifying in language</u> <u>comprehensible to the ordinary layperson each test, procedure,</u> <u>service, brand or generic medication name, therapy, equipment,</u> <u>and supplies billed;</u>

2. A description and purpose of any additional fee(s), if applicable;

<u>3. Specific services and health care practitioner names with</u> <u>corresponding contact information who are expected to bill</u> <u>separately; and</u>

<u>4. The hospital's contact information for billing questions</u> and disputes.

(e) Any subsequent statement or bill must clearly delineate revisions to the initial statement or bill.

(f) The statement or bill must not include any generalized category of expenses such as "other" or "miscellaneous".

(3) The hospital shall develop and implement a policy for educating the public regarding transparency and patient billing, which shall identify tools, resources and methods used to educate the public. (4) Hospitals operating exclusively as state facilities are exempt from these requirements.

Rulemaking Authority 395.301 FS. Law Implemented 395.301 FS. History-New\_\_\_\_\_

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica Munn

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 22, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 29, 2016

## AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing RULE NO.: RULE TITLE:

59A-5.032 Transparency and Patient Billing PURPOSE AND EFFECT: The Agency proposes to open a new section of rule as directed by the recent statutory changes. SUMMARY: The Agency will clarify requirements of price transparency and patient billing as outlined in s. 395.301, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 395.301, FS.

LAW IMPLEMENTED: 395.301, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD): DATE AND TIME: April 18, 2017, 3:00 p.m. - 4:30 p.m.

PLACE: Agency for Health Care Administration, Conference Room D, 2727 Mahan Drive, Building #3, Tallahassee, FL 32308. Interested parties that would like to join the workshop by phone can do so by using a call-in number and passcode: Call-in Number: 1(888)670-3525, Participant Passcode: 8032219783#

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jessica Munn, Hospital & Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Munn, Hospital & Outpatient Services Unit, Bureau of Health Facility Regulation, (850)412-4359, email: Jessica.Munn@ahca.myflorida.com.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

59A-5.032 Transparency and Patient Billing.

(1) Each center shall make available to patients and prospective patients cost transparency information on its website. The cost transparency information shall include billing policies and procedures and a mechanism to obtain estimated costs for services. Data affecting billing policies and procedures or estimated costs for services shall be reviewed and updated at least every 90 days. For the purpose of this section, service bundles means the reasonably expected center services and care provided to a patient for a specific treatment, procedure, or diagnosis, and as posted on the Agency's website. The center's website must include:

(a) Searchable information on payments received from all payor sources except Medicare and Medicaid for service bundles, including an estimated payment range for such bundles;

(b) A statement informing patients and prospective patients that the information on average payments and payment ranges may be used as an estimate of costs for services and that actual costs will be based on service provided;

(c) A statement informing patients and prospective patients of their right to request a personalized estimate, including the process for requesting the personalized estimate:

(d) A link to the website developed by the Agency for health information transparency, in accordance with s. 408.05(3)(c), Florida Statutes, once available; (e) A list of health insurers and health maintenance organizations (HMO) contracted with the center and including links to their websites, if available;

(f) A list of names and contact information of health care providers and practitioners contracted to provide services within the center, grouped by specialty or service;

(g) A statement informing patients that health care providers and practitioners contracted to provide services within the center may not participate with the same health insurers or health maintenance organizations as the center;

(h) The center's billing, collections, and financial assistance policies, including details of how to request financial assistance offered by the center; and

(i) The center's contact information for handling estimates, billing questions, and disputes.

(2) Each center shall provide timely and accurate responses to the patient, prospective patient, or responsible party regarding requests for estimates and itemized bills or statements.

(a) An estimate or an update to a previous estimate shall be provided within 7 days from receipt of the request. Unless the patient requests a more personalized estimate, the estimate shall be based upon the average payment received for the service bundle. Every estimate shall include:

<u>1. A statement informing the requestor to contact their</u> <u>health insurer or HMO for anticipated cost sharing</u> <u>responsibilities;</u>

2. A statement advising the requestor that the actual cost may exceed the estimate;

<u>3. Information on accessing the center's posted billing,</u> <u>collections, and financial assistance policies;</u>

4. A description and purpose of any facility fees, if applicable;

5. A statement that services may be provided by other health care providers who may bill separately;

<u>6. Specific services and health care practitioner names,</u> group or organization and corresponding contact information who are expected to bill separately; and

7. A statement advising the requestor that the patient may pay less for the procedure or service at another facility or in another health care setting.

(b) If the center provides a non-personalized estimate, the estimate shall include a statement that a personalized estimate is available upon request and that the estimate is based on average payments made to the center.

(c) A personalized estimate must include the charges specific to the patient's anticipated services.

(d) The center shall provide an itemized statement or bill upon request of the patient or the patient's survivor or legal guardian. The itemized statement or bill shall be provided within 7 business days after the patient's discharge or release, or 7 business days after the request, whichever is later. The itemized statement or bill must include:

<u>1. A description of the individual charges from each</u> <u>department or service area by date, identifying in language</u> <u>comprehensible to the ordinary layperson each test, procedure,</u> <u>service, brand or generic medication name, therapy, equipment,</u> <u>and supplies billed;</u>

2. A description and purpose of any additional fee(s), if applicable;

<u>3. Specific services and health care practitioner names with</u> <u>corresponding contact information who are expected to bill</u> <u>separately; and</u>

4. The center's contact information for billing questions and disputes.

(e) Any subsequent statement or bill must clearly delineate revisions to the initial statement or bill.

(f) The statement or bill must not include any generalized category of expenses such as "other" or "miscellaneous".

(3) The center shall develop and implement a policy for educating the public regarding transparency and patient billing, which shall identify tools, resources and methods used to educate the public.

(4) Centers operating exclusively as state facilities are exempt from these requirements.

Rulemaking Authority 395.301 FS. Law Implemented 395.301 FS. History-New

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica Munn

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 22, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 28, 2016

#### DEPARTMENT OF HEALTH

#### Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.009 Dispensing Practitioner Registration

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule text and correct a cross reference. SUMMARY: To update the rule text and correct a cross reference.

#### SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 463.005 FS.

LAW IMPLEMENTED: 465.0276 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

<u>64B13-4.009</u> Dispensing Practitioner Registration. To register as a dispensing practitioner, the licensee must submit a Dispensing Practitioner Registration, form number DH-MQA 1137, (8/08) <u>which is hereby incorporated by</u> reference and can be obtained from the board office or at: <u>http://www.floridasoptometry.gov or</u> <u>http://www.floridasoptometry.gov or</u> <u>http://www.flrules.org/Gateway/reference.asp?No=Ref-</u> and the fees set forth in Rule 64B13-6.00<u>1</u>3, F.A.C. The form is incorporated by reference herein and available from the Board office or website: <u>http://www.doh.state.fl.us/mga/optometry/index.html</u>. Rulemaking Authority 463.005 FS. Law Implemented 465.0276 FS. History–New 3-31-09,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 17, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 8, 2017

#### DEPARTMENT OF HEALTH

**Board of Optometry** 

RULE NO.: RULE TITLE: 64B13-6.001 Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to add the current fees for initial registration and renewal as a dispensing practitioner into this rule.

SUMMARY: Identify and list existing fees in rule. SUMMARY OF STATEMENT OF ESTIM

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 463.005(1), 463.005(1)(a) FS. LAW IMPLEMENTED: 463.001, 463.011 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-6.001 Fees.

The following fees are prescribed by the Board:

(1) through (14) No change.

(15) The fee for initial registration as a dispensing practicioner is \$100.00.

(16) The fee for renewal of dispensing practicioner registration is \$100.00 biennially.

| Rulemaking      | Authority      | 456.013(2),    | 456.025(7           | ), 456.036,    |
|-----------------|----------------|----------------|---------------------|----------------|
| 456.0276(2)(a). | 463.005, 4     | 63.0057, 463.  | .006, 463.007       | , 463.008 FS.  |
| Law Implement   | nted 456.013   | 8(2), 456.025  | , 456.036, <u>4</u> | 56.0276(2)(a), |
| 463.0057, 463.  | 006, 463.00    | 7, 463.008 F   | S. History–N        | lew 12-13-79,  |
| Amended 2-14-   | 82, 8-18-82,   | 12-2-82, 5-6-  | 84, 7-29-85, H      | Formerly 21Q-  |
| 6.01, Amended   | 11-20-86, 7-   | 21-88, 2-5-90  | , 5-29-90, 7-1      | 0-91, 4-14-92, |
| 7-1-93, Former  | rly 21Q-6.00   | 01, Amended    | 1-24-94, Fo         | rmerly 61F8-   |
| 6.001, Amend    | ed 12-22-94    | , 2-13-95, 4   | -5-95, 5-29-9       | 95, 12-31-95,  |
| Formerly 59V-   | 6.001, Amen    | ded 12-24-97   | , 3-21-00, 11-      | 18-01, 5-9-02, |
| 9-10-02, 7-3-03 | 8, 10-30-03, 8 | 8-29-04, 9-20- | 05, 11-16-05,       | 10-28-09, 11-  |
| 5-14.           |                |                |                     |                |

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 17, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 8, 2017

#### DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:

64B32-6.004 Procedures for Approval of Attendance at Continuing Education Courses

PURPOSE AND EFFECT: The Board proposes the development to review and update the rule language.

SUMMARY: Increases the amount of credit received for members' service on the Probable Cause Panel.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 468.353, 468.361 FS. LAW IMPLEMENTED: 468.361 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-0797.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-6.004 Procedures for Approval of Attendance at Continuing Education Courses.

(1) through (4) No change.

(5) Members of the Board's Probable Cause Panel shall receive two (2) hours of medical errors and six (6) 3 hours of continuing education credit per biennium for their service on the Panel.

(6) No change.

Rulemaking Authority 468.353, 468.361 FS. Law Implemented 468.361 FS. History–New 4-29-85, Formerly 21M-38.04, Amended 9-29-86, 11-29-88, 9-24-92, 10-15-92, Formerly 21M-38.004, Amended 1-2-94, 7-10-94, Formerly 61F6-38.004, Amended 11-1-94, 3-14-95, 7-18-95, 4-24-96, 8-27-96, Formerly 59R-75.004, 64B8-75.004, Amended 6-8-00, 5-7-01, 1-22-03, 7-29-03, 5-31-04, 4-19-07, 10-8-07, 9-3-09, 2-18-10, 5-25-15, 9-23-15.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Respiratory Care NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Respiratory Care DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 10, 2017 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 9, 2017

## Section III Notice of Changes, Corrections and Withdrawals

### DEPARTMENT OF MANAGEMENT SERVICES

#### Division of Purchasing RULE NO.: RULE TITLE:

60A-1.041 Solicitation Requirements NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 4, January 6, 2017 issue of the Florida Administrative Register.

The proposed rule is corrected to reflect the title of PUR 2011 as "Florida Certified Contract Negotiator Application" and the effective date as 03/17. The Notice of Change published on March 16, 2017, was erroneously filed and should have been titled a Notice of Correction at the time of publication.

## Section IV Emergency Rules

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### **Division of Pari-Mutuel Wagering**

RULE NO.: RULE TITLE:

61DER17-1 Procedures for Collecting Samples from Racing Animals

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: An Emergency rule is necessary because there exists an immediate danger to the public health, safety and welfare due to a final order concluding that the Division of Pari-Mutuel Wagering's ("Division") blood serum sample collection process contains some procedures that qualify as unadopted rules.

On February 7, 2017, the Division of Administrative Hearings issued a recommended order in DOAH case number 16-6423PL, holding that the Division could not rely on evidence obtained through serum sample collection methods provided in Florida Administrative Code, Rule 61D-6.005. On March 24, 2017, the Division issued a Final Order accepting the Findings of Facts and Conclusions of Law contained in the this Recommended Final Order.

An emergency rule is necessary because, without a valid serum sample collection process, the Division would be unable to test for many prohibited substances in racing animals and to take subsequent administrative action in cases where a prohibited substance is found in such an animal. Such substances would include performance enhancing substances, pain numbing substances, and others that could lead to potential injuries or death to both the racing animals or the jockeys riding them. Further, the Division must be able to test for such substances in order to ensure legitimate and fair races and to protect the betting public.

There are over two hundred pari-mutuel horse racing performances scheduled between March 27, and June 30, 2017. Each performance consists of up to eight races. An emergency rule is necessary to ensure the safety and legitimacy of these performances and the welfare of Florida's pari-mutuel industry in general.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure being used is fair under the circumstances because the Final Order will become effective immediately upon filing. Due to the large number of performances scheduled in the immediate future, conducting regular rule making, without an emergency rule in place, will not provide a timely remedy. Further, along with this Notice, the Division is filing a notice of rule development in order to work with the industry to find a longterm solution to this issue.

SUMMARY: Emergency rule 61DER17-1, adds language about collecting, centrifuging, sealing, storing, and shipping blood and serum specimens to the laboratory for analysis to the current sample collection rule. These changes address specific concerns identified by the administrative law judge in the Recommended Order and are valid exercise of delegated legislative authority.

THE PERSON TO BE CONTACTED REGARDING THEEMERGENCYRULEIS:BryanBarber,bryan.barber@myfloridalicense.com,(850)717-1761,2601Blair Stone Road, Tallahassee, Fl, 32399

#### THE FULL TEXT OF THE EMERGENCY RULE IS:

<u>61DER17-1</u> Emergency Rule relating to Chapter 61D-<u>6.005 F.A.C., Procedures for Collecting Samples from Racing Animals.</u>

(1) Any horse the stewards, division, or track veterinarian of the meet designate, shall be sent immediately after the race to the detention enclosure for examination by the authorized representative of the division and for the taking of urine, blood or other such samples as shall be directed for the monitoring and detection of both permissible and impermissible substances. Blood specimens shall be taken only by a Florida licensed veterinarian (division or track) and witnessed by the horse's trainer of record, owner, or designee. Said veterinarian should attempt to attain up to six full 15-milliliter blood tubes from each horse sampled.

(2) Any racing greyhound the judges, division, or track veterinarian of the meet designate, shall be sent immediately prior to the race to the detention enclosure for examination by the authorized representative of the division for the taking of urine or other such samples as shall be directed for the monitoring and detection of both permissible and impermissible substances.

(3) The owner, trainer of record, groom, or other authorized person is permitted to witness when urine, blood or other specimens are taken from their horse. Each specimen shall be collected in a closed blood tube or urine container, assigned a sample number which is affixed to the specimen container, and the correspondingly numbered information portion of the sample tag shall be detached and may be signed by the owner, trainer, groom, or the authorized person if they choose to do so. The veterinary assistant shall accompany the state veterinarian during blood collection to ensure the veterinarian is taking blood from the correct horse. The veterinarian or veterinarian assistant shall record the time at which blood is collected from each animal. Failure of an owner, trainer of record or other authorized person to witness and/or sign the sample tag shall not preclude the division from proceeding with sample analysis. No horse shall be left unattended in the detention enclosure by the owner, trainer of record, groom, or authorized person. Said specimens shall be maintained in such a manner as to preserve the integrity of the specimen. Specimen containers shall be of the disposable type and shall not be reused.

(4) Once collected, the blood tubes shall be allowed to rest undisturbed for at least 30 minutes. After resting, serum shall be separated from the blood through the process of spinning the blood tubes in a centrifuge. Spinning shall be performed for no less than ten minutes at 2,800 rpm. The veterinarian or veterinarian assistant must stand with the centrifuge at the start of the spin to ensure the centrifuge is balanced. The veterinarian or veterinarian assistant shall record the times when the centrifuge process begins.

(5) After centrifuging, the serum in the blood tubes shall be poured into a tube suitable for freezing and shipping. If multiple blood tubes exist with the same sample number, they will be combined into a single tube suitable for freezing and shipping. At least two people, including the one doing the pour, must be present to witness the pour. The time the pour is performed shall be recorded. The owner, trainer of record, groom, or other authorized person is permitted to witness when serum is poured from the blood tubes to the tube suitable for freezing and shipping.

(6) The tube, containing the serum specimen shall be closed and sealed. The sealing process is complete after a sample number, that corresponds to the original sample number used for collection, and tamper proof evidence tape, are affixed to the tube.

(7) Sealed serum specimens shall be stored in a freezer until they are shipped to the testing laboratory.

(8)(4) The owner, trainer of record, or other authorized person is permitted to witness when urine or other specimens are taken from their greyhound. Each specimen shall be collected in a closed blood tube or urine container, assigned a sample number which is affixed to the specimen container, and the correspondingly numbered information portion of the sample tag shall be detached and signed by the owner, trainer of record, groom or the authorized person if they choose to do so. Failure of an owner, trainer of record or other authorized person to witness and/or sign the sample tag shall not preclude the division from proceeding with sample analysis. Said specimens shall be maintained in such a manner as to preserve the integrity of the specimen. Specimen containers shall be of the disposable type and shall not be reused.

(9)(5) Only those persons stated in subsections (3) and (4) of this rule who are currently licensed by the division shall be admitted at any time to the detention enclosure, except the division staff immediately in charge of such work, the stewards or judges, or such other persons as authorized by the director, division official, or the division veterinarian.

(10)(6) If representatives of the division are unable to collect a urine specimen from a horse which has remained in the detention enclosure for up to ninety minutes, they shall have the option to accompany the horse to its own barn for additional attempts at collecting a specimen. The owner, trainer of record, groom, or other authorized person shall accompany the horse and division personnel to its barn and shall remain with the horse until a specimen is collected, and is permitted to accompany the division personnel and specimen back to the detention enclosure for sealing of the specimen container(s).

(11)(7) The division veterinarian or division investigator is authorized to confiscate any legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials which are found in the stable area, kennel compound or elsewhere on race tracks, or in the possession of any person participating in or connected with racing, including veterinarians and trainers, and which are suspected of containing improper legend or proprietary drugs, medications, medicinal compounds (natural or synthetic) or other materials which are illegal or impermissible under these rules. Such legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials shall be delivered to the laboratory under contract with the division for analysis.

(12)(8) The division may confiscate any evidence that an illegal or impermissible legend or proprietary drug, medication, or medicinal compound (natural or synthetic) may have been administered to a racing animal.

(13)(9) Any licensee who threatens to or interferes with, or fails to allow the taking of urine, blood or other specimens authorized by Chapter 550, F.S., is subject to any disciplinary action authorized by Chapter 550, F.S., or the rules promulgated thereunder.

Rulemaking Authority 120.80(4)(a), 550.0251(3), 550.2415(12), (13) FS. Law Implemented 120.80(4)(a), 550.0251, 550.1155, 550.2415 FS. History–New 10-20-96, Amended 12-15-97, 11-19-01, 6-15-15 \_\_\_\_\_.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE. EFFECTIVE DATE: 3/24/17

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

# DEPARTMENT OF ENVIRONMENTAL PROTECTION RULE NO.: RULE TITLE:

62-610.462 Reliability and Operator Staffing

NOTICE IS HEREBY GIVEN that on March 10, 2017, the Department of Environmental Protection, received a petition for variance from the Town of Lake Placid requesting relief from Rule 62-610.462(3), F.A.C., which requires staffing by a Class C operator 6 hours per day, 7 days per week at the Petitioner's North Wastewater Treatment Plant. Petitioner requests a reduction in the staffing requirement for weekends. Petitioner would not produce public access reuse water on weekends. The facility is located at North Main Street, Lake Placid, Florida 33852. The Petition has been assigned OGC File No. 17-0122.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ron Walters, DEP South District, P.O. Box 2549, Fort Myers, Florida 33902-2549, phone: (239)344-5703, ron.walters@dep.state.fl.us. Written comments must be received by the Department of Environmental Protection no later than 14 days from the date of publication of this notice. DEPARTMENT OF HEALTH

Division of Environmental Health RULE NO.: RULE TITLE: 64E-11.004 Food Protection

NOTICE IS HEREBY GIVEN that on March 10, 2017, the Department of Health, received a petition for Emergency Variance from Johnny Velasco, representing Advanced Fresh Concepts Franchise Corp. The petitioner seeks a variance from subsection 64E-11.004(2), Florida Administrative Code, which requires all potentially hazardous foods to be kept at 41 degrees Fahrenheit or below or 140 degrees Fahrenheit or above, except during necessary periods of preparation and storage. Comments on this petition should be filed with Shannon Revels, Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703.

A copy of the Petition for Variance or Waiver may be obtained by contacting: VaKesha Brown, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin A08, Tallahassee, Florida 32399-1703 or by calling (850)245-4444, ext. 2492.

## Section VI Notice of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation announces workshops to which all persons are invited.

DATES AND TIMES: March 30, 2017, 8:00 a.m.; March 31, 2017, 9:00 a.m.; April 3, 2017, 8:00 a.m.; April 4, 2017, 9:00 a.m.; April 24, 2017, 8:00 a.m.; April 25, 2017, 9:00 a.m.; April 27, 2017, 8:00 a.m.; April 28, 2017, 9:00 a.m.; unless otherwise noted, all times are Eastern

PLACES: Visit our website for specific location information.

PLACES: March 30 and March 31, 2017, Monticello; April 3 and April 4, 2017, Gainesville; April 24 and April 25, 2017, Tampa; April 27 and April 28, 2017, Coral Gables; visit our website for specific location information.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regional Certified Local Government Historic Preservation Trainings.

A copy of the agenda may be obtained by contacting: Michael Zimny at (850)245-6333 or Michael.Zimny@dos.myflorida.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Michael Zimny at (850)245-6333 or Michael.Zimny@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Administration

The Florida Agriculture Center and Horse Park Authority announces a public meeting to which all persons are invited. DATE AND TIME: Wednesday, April 5, 2017, 5:00 p.m.

PLACE: Florida Horse Park, 11008 S Highway 475, Ocala, FL 34480

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Executive Committee to discuss general business.

A copy of the agenda may be obtained by contacting: Emily Clark at (352)607-6699 or events@flhorsepark.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Emily Clark at (352)607-6699 or events@flhorsepark.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Florida Department of Agriculture and Consumer Services, Subcommittee on Managed Marshes, announces a public meeting to which all persons are invited.

DATE AND TIME: April 19, 2017, 9:30 a.m.

PLACE: Merritt Island National Wildlife Refuge, Visitor Information Center, SR 406, P. O. Box 2638, Titusville, FL 32781

GENERAL SUBJECT MATTER TO BE CONSIDERED: Subcommittee on Managed Marshes Business Meeting and Field Trip.

For more information, you may contact: Doug Carlson, (772)562-2393, Chairman, doug.carlson@irmosquito2.org.

#### DEPARTMENT OF EDUCATION

State Board of Education

The Financial Emergency Board for the School District of Jefferson County announces a public meeting to which all persons are invited.

DATE AND TIME: March 31, 2017, 1:00 p.m.

PLACE: Turlington Building, 325 West Gaines Street, Suite 1706, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to Section 218.503, Florida Statutes, the Financial Emergency Board for the School District of Jefferson County will meet on March 31, 2017. The purpose of this meeting is for the Financial Emergency Board to review and discuss information about the finances of the School District of Jefferson County.

A copy of the agenda may be obtained by contacting: Link Jarrett at the Florida Department of Education, 325 West Gaines Street, Suite 1214, Tallahassee, Florida 32399 or (850)245-0406.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two days before the workshop/meeting by contacting: Link Jarrett at (850)245-0406. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

#### DEPARTMENT OF TRANSPORTATION

The Commercial Motor Vehicle Review Board announces a public meeting to which all persons are invited.

DATES AND TIMSE: Second Thursday of every month, as follows: April 13, 2017, 8:30 a.m.; May 11, 2017, 8:30 a.m.; June 8, 2017, 8:30 a.m.; July 13, 2017, 8:30 a.m.; August 10, 2017, 8:30 a.m.; September 14, 2017, 8:30 a.m.; October 12, 2017, 8:30 a.m.; November 9, 2017, 8:30 a.m.; December 14, 2017, 8:30 a.m.

PLACE: Florida Dept. of Transportation, Burns Bldg. Auditorium, 605 Suwannee Street, Tallahassee, FL

Persons wishing to participate via videoconference, may appear at the following locations:

Department of Transportation District 1, 801 N. Broadway Avenue, HR Training Room 119, Bartow, FL

Department of Transportation District 2, 1109 S. Marion Avenue, Columbia Room, Lake City, FL

Department of Transportation District 3, 1074 Highway 90, Admin Building, Personnel Conference Room, Chipley, FL

Department of Transportation District 4, 3400 W. Commercial Blvd., FL, Auditorium, Ft. Lauderdale

Department of Transportation District 5, 719 S. Woodland Blvd., Live Oak Conference Room, Deland, FL

Department of Transportation District 6, 1000 NW 111th Avenue, Lakeside Conference Room 6113, Miami, FL

Department of Transportation District 7, 11201 N. Malcolm McKinley Drive, Flamingo Conference Room, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Heather Nelson, Executive Assistant, Commercial Motor Vehicle Review Board, 605 Suwannee Street MS 90, Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Heather Nelson. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### EXECUTIVE OFFICE OF THE GOVERNOR

The Constitution Revision Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2017, 5:00 p.m. – 8:00 p.m.

PLACE: University of Central Florida (UCF), FAIRWINDS Alumni Center, 12676 Gemini Blvd. N., Orlando, Fla. 32816

GENERAL SUBJECT MATTER TO BE CONSIDERED: Once every twenty years, Florida's Constitution provides for the creation of a thirty-seven member revision commission for the purpose of reviewing Florida's Constitution and proposing changes for voter consideration. The Commission meets for approximately one year, traveling the State of Florida to speak with citizens, identifying issues, performing research, and possibly recommending changes to the Constitution. Any amendments proposed by the Commission would be placed on the 2018 General Election ballot.

A copy of the agenda may be obtained by contacting: Meredith Beatrice, Director of External Affairs: Meredith.Beatrice@flcrc.gov, (850)717-9242 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Meredith Beatrice, Director of External Affairs: Meredith.Beatrice@flcrc.gov, (850)717-9242. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Meredith Beatrice, Director of External Affairs: Meredith.Beatrice@flcrc.gov, (850)717-9242.

#### EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 18, 2017, 9:30 a.m., ET until all business is complete

PLACE: Telephone conference number: 1(888)670-3525, participant code: 3360784946#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Aly Simons, (850)414-7400

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Aly Simons, (850)414-7400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Aly Simons, (850)414-7400.

#### EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 19, 2017, 2:30 p.m., ET until all business is complete

PLACE: 1(888)670-3525, participant code: 3360784946#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Aly Simons, (850)414-7400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Aly Simons, (850)414-7400. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Aly Simons, (850)414-7400.

#### **REGIONAL PLANNING COUNCILS**

South Florida Regional Planning Council

The South Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 3, 2017, 9:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and review the Revolving Loan Fund and Southeast Florida Community Development Fund Inc. loan applications.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: South Florida Regional Planning Council. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

#### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District The Southwest Florida Water Management District announces a public meeting to which all persons are invited. DATE AND TIME: Apr 5, 2017, 9:00 a.m. PLACE: 7601 Highway 301 North, Tampa, FL 33637 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting to obtain feedback from interested persons on current pending permit applications. The agenda is available at www.watermatters.org/calendar/calendar.php/.

A copy of the agenda may be obtained by contacting: Justin J. Eddy, (813)985-7481, ext. 2097.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Bureau Chief at 1(800)423-1476, ext. 4702; TDD (FL only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 12, 2017, 1:30 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 Highway 301 N, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Well Drillers Advisory Committee (WDAC) Meeting. Some members of the District's Governing Board may also attend the meeting.

A copy of the agenda may be obtained by contacting: teri.rhodes@watermatters.org, 1(800)836-0797 (FL only) or (813)985-7481, ext. 4476.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: SWFWMD Human Resources, 1(800)423-1476 (FL only) or (352)796-7211, ext. 4702. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

The Board of Employee Leasing Companies announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, April 19, 2017, 1:00 p.m.; Thursday, April 20, 2017, 9:00 a.m.

PLACE: Tampa Airport Marriott, 4200 George J. Bean Parkway, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wednesday, April 19, 2017, 1:00 p.m.: Disciplinary Hearings; Thursday, April 20, 2017, 9:00 a.m.: General Board and Business meeting.

A copy of the agenda may be obtained by contacting: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1492.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1492. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1492.

#### DEPARTMENT OF HEALTH

The Florida Department of Health Board of Pharmacy announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, April 4, 2017, 1:00 p.m.; Wednesday, April 5, 2017, 9:00 a.m.

PLACE: Sheraton Tampa East, 10221 Princess Palm Avenue, Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: NOTE: This is an amendment to notice ID number 18460572, published in Vol. 43, No. 5, F.A.R., on January 9th, 2017. Please note the meeting times have been changed for both days. Tuesday, April 4, 2017, 1:00 p.m., general: board business to be followed by general discussion and action on rules and compounding rules.

Wednesday, April 5, 2017, 9:00 a.m., general board business, to include discipline.

A copy of the agenda may be obtained by contacting: the Florida Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Florida Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: the Florida Board of Pharmacy at (850)245-4292.

#### DEPARTMENT OF HEALTH

Board of Nursing

The Board of Nursing announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 14, 2017, 10:00 a.m.

PLACE: Toll-free number: 1(888)670-3525, participant code: 990 808 6106 (public)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously been found.

A copy of the agenda may be obtained by contacting: http://floridasnursing.gov/meeting-information/.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board of Nursing. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

#### DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-18.001 General Provisions (Repealed)

The Department of Health announces a public meeting to which all persons are invited.

DATE AND TIME: April 10, 2016, 2:00 p.m., ET until done.

PLACE: Florida Department of Health, 4025 Esplanade Way, Room 110-F, Tallahassee FL 32399

Public may participate by toll-free telephone: 1(888)670-3525; enter participant code: 5501942195#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a biannual general meeting of the Environmental Health Professional Advisory Board.

A copy of the agenda may be obtained by contacting: Ms. Isis Bonney, FL Dept. of Health, Bureau of Environmental Health, 4052 Bald Cypress Way, Mail Bin A08, Tallahassee, FL 32399-1710, by email: Isis.Bonney@flhealth.gov or by telephone: (850)245-4444, ext. 2335. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ms. Bonney. Contact information is listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

The Three-Member Panel and the Division of Workers' Compensation announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 19, 2017, 10:00 a.m.

PLACE: Room 116, Larson Bldg., 200 E. Gaines St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to review and adopt the 2017 editions of the Health Care Provider Reimbursement Manual, Hospital Reimbursement Manual, and the Ambulatory Surgical Center Reimbursement Manual. Public comment will also be received. The Division of Workers' Compensation will publish the agenda and meeting packet for the Panel's April 19, 2017 meeting on the Division's website under "Notices" (http://www.myfloridacfo.com/Division/WC/noticesRules.htm ).

A copy of the agenda may be obtained by contacting: (http://www.myfloridacfo.com/Division/WC/noticesRules.htm Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Vicky Fletcher at (850)413-4185. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Theresa Pugh at (850)413-1721.

#### QCAUSA

The Florida Department of Transportation District Six announces a public meeting to which all persons are invited. DATE AND TIME: Wednesday, April 5, 2017, 5:00 p.m. –

7:00 p.m.

PLACE: Waste Management Facility 2nd Floor Training Room, 8801 NW 93 Street, Medley, Florida 33178

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a Public Meeting for a roadway project along NW 87 Avenue between NW 74 Street and NW 103 Street in Miami-Dade County, to discuss the project. The project identification numbers are 405615-3/4-52-01. The public meeting will follow an informal format allowing the public to arrive at any time from 5:00 p.m. to 7:00 p.m. Graphic displays will be shown during the meeting, and FDOT representatives will provide an overview of the project and will be available to answer questions.

A copy of the agenda may be obtained by contacting: Public Information Specialist Heather M. Leslie at (305)905-5876, heather@hmlpublicoutreach.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven days before the workshop/meeting by contacting: Ivette Ruiz-Paz at (305)470-5349, in writing at FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172, or by email: ivette.ruiz-paz@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist Heather M. Leslie at (305)905-5876, heather@hmlpublicoutreach.com.

#### THE VALERIN GROUP, INC.

The Florida Department of Transportation (FDOT) announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, April 4, 2017, 2:00 p.m. – .3:30 p.m.

PLACE: Everglades University, 6001 Lake Osprey Drive, Osprey Room Second Floor, Sarasota, FL 34240

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a public workshop to provide details on the upcoming traffic pattern change from a conventional interchange to a diverging diamond interchange at I-75 and University Parkway, in Sarasota and Manatee Counties. The workshop is scheduled for Tuesday, April 4 at Everglades University, 6001 Lake Osprey Drive, Osprey Room, Second Floor, Sarasota, FL 34240. You may arrive at 2:00 p.m. to review the exhibit(s) and talk to FDOT staff. A brief presentation begins at 2:30 p.m. followed by questions and answers. Improvements being made as part of this project consist of constructing a Diverging Diamond Interchange, adding an auxiliary lane on northbound and southbound I-75, new bridges on I-75 over University Parkway, widening of University Parkway, widening of I-75 bridges over Erie Creek and Foley Creek, realignment of on and off-ramps at I-75 / University Parkway, ponds and drainage improvements, new lighting and signalization, construction of a noise wall on the west side of I-75, sidewalks, bike lanes, and pedestrian walkways.

A copy of the agenda may be obtained by contacting: There is no agenda.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jamie Schley, District One Title VI Coordinator at (863)519-2573 or email Jamie.Schley@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Trudy Gerena, Senior Public Information Officer at (813)299-3579 or trudy@valeringroup.com.

THE VALERIN GROUP, INC.

The Florida Department of Transportation (FDOT) announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, April 4, 2017, 5:00 p.m. – 6:30 p.m.

PLACE: Everglades University, 6001 Lake Osprey Drive, Osprey Room Second Floor, Sarasota, FL 34240

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a public workshop to provide details on the upcoming traffic pattern change from a conventional interchange to a diverging diamond interchange at I-75 and University Parkway, in Sarasota and Manatee Counties. The workshop is scheduled for Tuesday, April 4 at Everglades University, 6001 Lake Osprey Drive, Osprey Room, Second Floor, Sarasota, FL 34240. You may arrive at 5: p.m. to review the exhibit(s) and talk to FDOT staff. A brief presentation begins at 5:30 p.m. followed by questions and answers.

Improvements being made as part of this project consist of constructing a Diverging Diamond Interchange, adding an auxiliary lane on northbound and southbound I-75, new bridges on I-75 over University Parkway, widening of University Parkway, widening of I-75 bridges over Erie Creek and Foley creek, realignment of on and off-ramps at I-75 / University Parkway, ponds and drainage improvements, new lighting and signalization, construction of a noise wall on the west side of I-75, sidewalks, bike lanes, and pedestrian walkways.

A copy of the agenda may be obtained by contacting: There is no agenda.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jamie Schley, District One Title VI Coordinator at (863)519-2573 or email Jamie.Schley@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Trudy Gerena, Senior Public Information Officer at (813)299-3579 or trudy@valeringroup.com.

### Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

#### NONE

### Section VIII Notice of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

#### NONE

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

#### NONE

Section IX Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

#### NONE

Section X Announcements and Objection Reports of the Joint Administrative Procedures Committee

### NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

#### DEPARTMENT OF CORRECTIONS

Reroof of Dorms D & E at Martin Correctional Institution Advertisement for Bids

Bids are requested from certified roofing contractors by the Florida Department of Corrections (FDC), for the construction of:

Project #: OX-30

Project Name &Location: Martin Correctional Institution Dorms D & E Reroof, 1150 S.W. Allapattah Road, Indiantown, Florida 34956

Performance Bond and Labor and Material Payment Bond: If the construction Contract award amount is \$100,000 or less, a Performance Bond and a Labor and Material Payment Bond are not required.

Public Entity Crime Information Statement: A person, or affiliate, who has been placed on the convicted vendor list following a conviction for a public entity crime, may not submit a Bid on a Contract to provide any goods or services to a public entity; may not submit a Bid on a Contract with a public entity for the construction or repair of a public building or public work; may not submit Bids on leases of real property to a public entity; may not be awarded or perform work as a Contractor, supplier, subcontractor, or consultant under a contract with any public entity; and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes (F.S.) for Category Two, for a period of 36 months from the date of being placed on the convicted vendor list.

Prequalification: Each Bidder, whose field is governed by Chapter 399, 489, and 633 F.S., for licensure or certification, must submit prequalification evidence of their eligibility to submit Bids, as soon as possible. Bidders must receive confirmation of their prequalification five (5) calendar days prior to the bid opening date. If not previously qualified by the Department for the current biennium (July 1 through June 30) of odd numbered years, or you are unsure, please contact: Mr. Roosevelt Petithomme, at Roosevelt.Petithomme@fdc.myflorida.com for

prequalification instructions. After the bid opening, the low Bidder must qualify in accordance with Rule 60D-5.004,

Florida Administrative Code (F.A.C.). A copy of the rule requirements is included in the "Instruction to Bidders," under Article B-2 "Bidder Qualification Requirements and Procedures."

Sealed Bids will be received, publicly opened, and read aloud on:

Date and Time: April 27, 2017, at 2:00 p.m., Eastern Time (ET). Place: MLD Architects, 211 John Knox Rd, Suite 105, Tallahassee, Florida 32303.

Any person with a qualified disability requiring special accommodations at the pre-bid conference, and/or bid opening, shall contact the person listed below at least (5) business days prior to the event. If you are hearing or speech impaired, please contact this office by using Florida Relay Services by dialing 1(800)955-8771 (TDD).

Bid: Bids must be submitted, in full, in accordance with the requirements of the Drawings, Specifications, Bidding Conditions, and Contractual Conditions, which may be examined and obtained from the: Engineer listed below.

Architect/Engineer: MLD Architects

Name & Title: Iain Harnden, Vice President Telephone: (850)385-9200,

IainHarndenMLD@gmail.com

Drawings and specifications may be purchased for a nonrefundable price of \$20 per electronic set from the Architect/Engineer. Bidder must pay postage/shipping. Partial sets may not be purchased.

Email:

A mandatory pre-bid conference will be held on April 6th at 9:00 a.m., ET at the Martin Correctional Institution's Administration Building conference room. A brief walkthrough of the work area(s) will be conducted as part of the prebid conference. Everyone attending the pre-bid conference must have completed a background screening, have a valid driver's license, or a valid photo ID, and must sign in and out at the Martin Correctional Institution's Administrative Office. For a background check, interested parties must send an email to Jay Friedman at: Jay.Friedman@fdc.myflorida.com, at least two (2)business days prior to the date of the site visit, and furnish them with the following information on all attendees: Attendee's full name, social security number, date of birth, gender, race, driver's license number, and state of issuance. Persons present as attendees must be the same individuals for whom information was provided and must be approved by the Department prior to the site visit. For security reasons, admittance of any person not previously approved is at the sole discretion of the Warden. Bidders who did not seek prior approval may be denied access.

Note: Any technical questions regarding this Bid, or requests for substitutions, must be submitted in writing, by email, to the address listed below, and must be received no later than April 13, 2017 @ 5:00 p.m. ET. Only written questions and answers

will be binding. Email: LendlHodgeMLD@gmail.com please put "Martin Correctional Institute Bid" in the subject line.

Contract Award: Bid Tabulation and Notice of Award Recommendation will be sent to Bidders by email, return receipt requested. If no protest is filed per Article B-22 of the Instructions to Bidders, "Notice and Protest Procedures," the Contract will be awarded by the Secretary, Florida Department of Corrections. The Department reserves the right to reject any or all Bids.

### Section XII Miscellaneous

#### DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Friday March 17, 2017 and 3:00 p.m., Thursday, March 23, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

| Rule No.    | File Date | Effective<br>Date |
|-------------|-----------|-------------------|
| 14-100.003  | 3/21/2017 | 4/10/2017         |
| 14-100.004  | 3/21/2017 | 4/10/2017         |
| 14-100.005  | 3/21/2017 | 4/10/2017         |
| 14-100.006  | 3/21/2017 | 4/10/2017         |
| 19-11.001   | 3/23/2017 | 4/12/2017         |
| 19-11.003   | 3/23/2017 | 4/12/2017         |
| 19-11.004   | 3/23/2017 | 4/12/2017         |
| 19-11.005   | 3/23/2017 | 4/12/2017         |
| 19-11.006   | 3/23/2017 | 4/12/2017         |
| 19-11.007   | 3/23/2017 | 4/12/2017         |
| 19-11.008   | 3/23/2017 | 4/12/2017         |
| 19-11.009   | 3/23/2017 | 4/12/2017         |
| 19-11.010   | 3/23/2017 | 4/12/2017         |
| 19-11.011   | 3/23/2017 | 4/12/2017         |
| 19-11.012   | 3/23/2017 | 4/12/2017         |
| 19-11.013   | 3/23/2017 | 4/12/2017         |
| 59G-6.090   | 3/23/2017 | 4/12/2017         |
| 61G1-13.001 | 3/22/2017 | 4/11/2017         |
| 61G1-14.001 | 3/22/2017 | 4/12/2017         |
| 62-660.400  | 3/22/2017 | 3/22/2017         |

| 64B5-7.003   | 3/22/2017     | 4/13/2017   |
|--------------|---------------|-------------|
| 64B5-9.011   | 3/22/2017     | 4/14/2017   |
| 64B7-29.002  | 3/22/2017     | 4/15/2017   |
| 64B16-32.007 | 3/23/2017     | 4/12/2017   |
| 64B16-32.009 | 3/23/2017     | 4/12/2017   |
| 65A-1.602    | 3/22/2017     | 4/12/2017   |
| 69B-228.010  | 3/23/2017     | 4/12/2017   |
| 69B-228.020  | 3/23/2017     | 4/12/2017   |
| 69B-228.030  | 3/23/2017     | 4/12/2017   |
| 69B-228.040  | 3/23/2017     | 4/12/2017   |
| 69B-228.050  | 3/23/2017     | 4/12/2017   |
| 69B-228.060  | 3/23/2017     | 4/12/2017   |
| 69B-228.080  | 3/23/2017     | 4/12/2017   |
| 69B-228.090  | 3/23/2017     | 4/12/2017   |
| 69B-228.110  | 3/23/2017     | 4/12/2017   |
| 69B-228.120  | 3/23/2017     | 4/12/2017   |
| 69B-228.130  | 3/23/2017     | 4/12/2017   |
| 69B-228.150  | 3/23/2017     | 4/12/2017   |
| 69B-228.160  | 3/23/2017     | 4/12/2017   |
| 69B-228.180  | 3/23/2017     | 4/12/2017   |
| 69B-228.190  | 3/23/2017     | 4/12/2017   |
| 69B-228.210  | 3/23/2017     | 4/12/2017   |
| 69B-228.220  | 3/23/2017     | 4/12/2017   |
| 69B-228.230  | 3/23/2017     | 4/12/2017   |
| 69B-228.240  | 3/23/2017     | 4/12/2017   |
| 69B-228.250  | 3/23/2017     | 4/12/2017   |
| 69B-228.260  | 3/23/2017     | 4/12/2017   |
| 69B-228.270  | 3/23/2017     | 4/12/2017   |
| 69B-228.280  | 3/23/2017     | 4/12/2017i  |
|              | ES AWATTINC I | ECISI ATIVE |

#### LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES

| Rule No.   | File Date  | Effective<br>Date |
|------------|------------|-------------------|
| 40B-9.021  | 12/21/2016 | **/**/****        |
| 40B-9.041  | 12/21/2016 | **/**/****        |
| 40B-9.126  | 12/21/2016 | **/**/****        |
| 40B-9.131  | 12/21/2016 | **/**/****        |
| 40B-9.1381 | 12/21/2016 | **/**/****        |

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|----------|------------|-----------|----------|
|----------|------------|-----------|----------|

| 40B-9.1411  | 12/21/2016 | **/**/**** |
|-------------|------------|------------|
| 40B-9.142   | 12/21/2016 | **/**/**** |
| 40B-9.145   | 12/21/2016 | **/**/**** |
| 40B-9.123   | 12/9/2016  | **/**/**** |
| 58M-2.009   | 2/9/2017   | **/**/**** |
| 60FF1-5.009 | 7/21/2016  | **/**/**** |
| 64B8-9.009  | 6/15/2016  | **/**/***  |
| 64B8-10.003 | 12/9/2015  | **/**/**** |
| 69L-7.100   | 12/19/2016 | **/**/**** |
| 69L-7.501   | 12/19/2016 | **/**/**** |

# DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Binadalu Enterprises LLC dba Thoroughbred Golf Carts for the establishment of PCAR low speed vehicles

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Columbia Parcar-Custom Carts, Inc., intends to allow the establishment of Binadalu Enterprises LLC, d/b/a Thoroughbred Golf Carts as a dealership for the sale of lowspeed vehicles manufactured by Columbia Parcar-Custom Carts, Inc. (line-make PCAR) at 3301 Placida Road, Englewood, (Charlotte County), Florida 34224, on or after April 24, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Binadalu Enterprises LLC, d/b/a Thoroughbred Golf Carts are dealer operator(s): William Lutz, 3301 Placida Road, Englewood, Florida 34224, principal investor(s): William Lutz, 3301 Placida Road, Englewood, Florida 34224, Nancy Lutz, 3301 Placida Road, Englewood, Florida 34224.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Lance Ball, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Kathleen Woodruff, Columbia Parcar-Custom Carts, Inc., 2505 Industrial Street, Leesburg, Florida 34748.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Golf Car Depot, Inc. for the establishment of Tomberlin low speed vehicles

Notice of Publication for a New Point

#### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that Columbia ParCar-Custom Carts, Inc., intends to allow the establishment of Golf Car Depot, Inc., as a dealership for the sale of Tomberlin low-speed vehicles manufactured by Columbia ParCar-Custom Carts, Inc. (line-make TOMB) at 1751 A South Dixie Highway, Pompano Beach, (Broward County), Florida, 33060, on or after April 24, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Golf Car Depot, Inc., are dealer operator(s): Jeff Blitman, 1751-a South Dixie Highway, Pompano Beach, Florida 33060; principal investor(s): Jeff Blitman, 1751-A South Dixie Highway, Pompano Beach, Florida 33060.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Lance Ball, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Kathleen Woodruff, Columbia ParCar-Custom Carts, Inc., 2505 Industrial Street, Leesburg, Florida 34748. If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

## DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

S & E Group, Inc. dba Golf Cart Depot Land O' Lakes for the establishment of Tomberlin low speed vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Columbia ParCar-Custom Carts, Inc., intends to allow the establishment of S & E Group, Inc., d/b/a Golf Cart Depot Land O' Lakes as a dealership for the sale of Tomberlin low-speed vehicles manufactured by Columbia ParCar-Custom Carts, Inc. (line-make TOMB) at 3904 Land O' Lakes Boulevard, Land O' Lakes, (Pasco County), Florida 34639, on or after April 24, 2017.

The name and address of the dealer operator(s) and principal investor(s) of S & E Group, Inc., d/b/a Golf Cart Depot Land O' Lakes are dealer operator(s): Martin Luster, 3904 Land O' Lakes Boulevard, Land O' Lake, Florida 34639; principal investor(s): Martin Luster, 3904 Land O' Lakes Boulevard, Land O' Lake, Florida 34639.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Lance Ball, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Kathleen Woodruff, Columbia ParCar-Custom Carts, Inc., 2505 Industrial Street, Leesburg, Florida 34748.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

XL Carts, Inc. for the establishment of EZGO Low Speed Vehicles

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that E-Z-GO Division of Textron, Inc., intends to allow the establishment of XL Carts, Inc., as a dealership for the sale of E-Z-GO low-speed vehicles manufactured by E-Z-GO Division of Textron, Inc. (line-make EZGO) at 474415 East State Road, #200, Fernandina Beach, (Nassau County), Florida 32034, on or after April 24, 2017.

The name and address of the dealer operator(s) and principal investor(s) of XL Carts, Inc., are dealer operator(s): Kim Wilson, 474415 East State Road #200, Fernandina, Florida 32034, principal investor(s): Kim Wilson, 474415 East State Road #200, Fernandina, Florida 32034.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Lance Ball, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Rusty McGahee, Textron, Inc., 1451 Marvin Griffin Road, Augusta, Georgia 30906.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

## DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

King Motor Company of Coconut Creek, Ltd., dba Coconut Creek Lincoln for the establishment of Lincoln vehicles

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Ford Motor Company, intends to allow the establishment of King Motor Company of Coconut Creek, Ltd., d/b/a Coconut Creek Lincoln as a dealership for the sale of Lincoln passenger cars and light trucks by Ford Motor Company (line-make LINC) at 4950 North State Road 7, Coconut Creek, (Broward County), Florida 33073, on or after April 24, 2017.

The name and address of the dealer operator(s) and principal investor(s) of King Motor Company of Coconut Creek, Ltd., d/b/a Coconut Creek Lincoln are dealer operator(s): Ed Appleby, 4950 North State Road 7, Coconut Creek, Florida 33073, Jeff Gale, 4950 North State Road 7, Coconut Creek, Florida 33073; principal investor(s): King Motor Company Of Coconut Creek, Ltd., 4960 North State Road 7, Coconut Creek, Florida 33073.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Lance Ball, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Steve Hammond, Ford Motor Company, 13010 Morris Road Corporate Center One, Suite 500, Milton Georgia 30004.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

#### Division of Motor Vehicles

Mahalak Enterprises, Inc., dba Posner Park Chrysler Dodge Jeep Ram FIAT for the establisment of FIAT vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More

#### than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that FCA US LLC, intends to allow the establishment of Mahalak Enterprises, Inc., d/b/a Posner Park Chrysler Dodge Jeep Ram FIAT as a dealership for the sale of FIAT passenger cars and light trucks (line-make FIAT) at 42650 US Highway 27, Davenport, (Polk County), Florida 33837, on or after April 24, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Mahalak Enterprises, Inc, d/b/a Posner Park Chrysler Dodge Jeep Ram FIAT are dealer operator(s): Michael J. Mahalak, 42650 Highway 27, Davenport, Florida 33837, Ralph J. Mahalak, 42650 Highway 27, Davenport, Florida 33837; principal investor(s): Michael J. Mahalak, 42650 Highway 27, Davenport, Florida 33837, Ralph J. Mahalak, 42650 Highway 27, Davenport, Florida 33837, Ralph J. Mahalak, 42650 Highway 27, Davenport, Florida 33837, John P. Mahalak, 42650 Highway 27, Davenport, Florida 33837, Alex S. Mahalak, 42650 Highway 27, Davenport, Florida 33837.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Lance Ball, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Chris Chandler, FCA US LLC, 10300 Boggy Creek Road, Orlando, Florida 32824.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

## DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Arrigo MAR Ft. Pierce, LLC dba Arrigo Maserati Ft. Pierce for the establisment of Maserati vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population Pursuant to Section 320.642, Florida Statutes, notice is given that Maserati North America, Inc., intends to allow the establishment of Arrigo MAR Ft. Pierce, LLC d/b/a Arrigo Maserati Ft. Pierce as a dealership for the sale of Maserati passenger cars and light trucks (line-make MASE) at 6010 S US Highway 1, Ft. Pierce, (St Lucie County), Florida 34982, on or after April 24, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Arrigo MAR Ft. Pierce, LLC d/b/a Arrigo Maserati Ft. Pierce are dealer operator(s): James J. Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411, John Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411; principal investor(s): The James J. Arrigo Revocable Trust I dated June 9, 2011, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, James J. Arrigo, Trustee and Beneficiary; The John J. Arrigo 2012 Irrevocable Trust dated December 27, 2012, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, Trustees: John J. Arrigo and Kevin Richardson, Beneficiaries: John J. Arrigo, Alyssa Arrigo, Angela Arrigo and Amanda Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701; The Virginia A. Landrum 2012 Irrevocable Trust dated December 27, 2012, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, Trustees: Virginia A. Landrum and Kevin Richardson, Beneficiaries: Virginia A. Landrum, Don Landrum, Frances Landrum, Gina Landrum and Ashley Landrum, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Lance Ball, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Chris Tedesco, Maserati North America Inc, 250 Sylvan Avenue, Englewood Cliffs, New Jersey 07632.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

#### WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:RULE TITLES:

40E-61.011 Policy and Purpose

40E-61.020 Scope of Part I

40E-61.021 Definitions

40E-61.023 Basin and Sub-Basin Boundaries

40E-61.024 Works of the District within the Lake Okeechobee Basin

40E-61.031 Implementation

40E-61.041 Permits Required

40E-61.042 General Permits for Use of Works of the District

Within the Lake Okeechobee Basin

40E-61.051 Exemptions

40E-61.101 Content of Application for Individual and Collective Permits

40E-61.201 Permit Application Processing Fee

40E-61.301 Conditions for Issuance for Individual and Collective Permits

40E-61.321 Duration of Permits

40E-61.331 Modification

40E-61.351 Transfer

40E-61.381 Limiting Conditions

Notice of Extension of Regulatory Plan Deadlines

The South Florida Water Management District (District) hereby provides notice of extension of the deadline set forth in subsection 120.74(5), Fla. Stat., requiring publication of a Notice of Proposed Rule by April 1 for certain rules listed on the District's 2016/2017 Regulatory Plan. The District is extending the deadline for rules governing Works of the District Basins contained in: 40E-61.011, 40E-61.020, 40E-61.021, 40E-61.023, 40E-61.024, 40E-61.031, 40E-61.041, 40E-61.042, 40E-61.051, 40E-61.101, 40E-61.201, 40E-61.301, 40E-61.321, 40E-61.331, 40E-61.351, and 40E-61.381, Fla. Admin. Code.

1. Concise statement identifying issues causing the delay in rulemaking: The District included in its 2016/2017 Regulatory Plan, rules from Chapter 40E-61, Fla. Admin. Code, pertaining to Works of the District Basins. These rules are needed to implement the 2016 Water Bill codified in Section 373.4595, Fla. Stat. The 2016 Water Bill directs the District and FDEP to provide a water quality monitoring program for nonpoint dischargers not implementing Best Management Practices in the Northern Everglades Watersheds. The water quality monitoring program in Chapter 40E-61, Fla. Admin. Code must be consistent with Section 403.067, Fla. Stat. and FDEP's statewide rule. FDEP has not yet drafted its statewide rule; therefore, the District is delayed from initiating amendments to Chapter 40E-61, Fla. Admin. Code.

 Applicable notice as published in the Florida Administrative Register: A Notice of Rule Development was published on November 1, 2016 (Vol. 42, No. 213).
Expiration

Pursuant to subsection 120.74(5), Fla. Stat., these extensions expire on October 1, 2017.

DEPARTMENT OF FINANCIAL SERVICES FSC - Financial Institution Regulation Office of Financial Institutions NOTICE OF FILINGS

Financial Services Commission Office of Financial Regulation March 24, 2017

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

| By Mail or Facsimile OR         | By Hand Delivery                   |
|---------------------------------|------------------------------------|
| Agency Clerk                    | Agency Clerk                       |
| Office of Financial Regulation  | Office of Financial Regulation     |
| P.O. Box 8050                   | The Fletcher Building, Suite 118   |
| Tallahassee, Florida 32314-8050 | 101 East Gaines Street             |
| Phone: (850)410-9889            | Tallahassee, Florida 32399-0379    |
| Fax: (850)410-9663              | Phone: (850)410-9889               |
| The Petition must be received   | by the Clerk within twenty-one     |
| (21) days of publication of the | is notice (by 5:00 p.m., April 13, |

(21) days of publication of this notice (by 5:00 p.m., April 13, 2017).

#### APPLICATION TO MERGE

Constituent Institutions: Harbor Community Bank, Fort Pierce, Florida and Jefferson Bank of Florida, Oldsmar, Florida Resulting Institution: Harbor Community Bank, Fort Pierce, Florida With Title: Harbor Community Bank Received: March 20, 2017 Distribution: (Publication Not Required) Federal Deposit Insurance Corporation, Atlanta, GA Federal Reserve Bank of Atlanta, Atlanta, GA Comptroller of the Currency, Atlanta, GA Florida Bankers Association, Tallahassee, Florida Michael J. Brown, Sr. Brian D. Christiansen

## Section XIII Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.